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Attorneys for Affiliated Computer Services, Inc.

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

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JOSHUA G. FENSTERSTOCK, an individual,
on his own behalf and on behalf of
all similarly situated,

Case No. 08 Civ. 3622 (TPG)

Plaintiff,
-against-

**NOTICE OF MOTION TO
COMPEL ARBITRATION
AND FOR A STAY**

EDUCATION FINANCE PARTNERS, a
California Corporation, and AFFILIATED
COMPUTER SERVICES, INC.,
a Delaware Corporation,


Defendants.
-----X

PLEASE TAKE NOTICE that upon the annexed Declaration of Edward K. Lenci, dated June 5, 2008, the exhibits attached thereto, and the accompanying memorandum of law, defendant Affiliated Computer Services, Inc. ("ACS") will move this Court, before the Honorable Thomas P. Griesa, at the United States District Court for the Southern District of New York, 500 Pearl Street, New York, New York 10007, pursuant to 9 U.S.C. §§3, 4, for an Order compelling Plaintiff to arbitrate his claims pursuant to the arbitration provisions of the Note and staying the instant matter pending completion of arbitration.

Dated: New York, New York
June 5, 2008

Respectfully submitted,

HINSHAW & CULBERTSON LLP

By: 
Edward K. Lenci (EL 3207)
A Member of the Firm

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